

FILED IN THE
U.S. DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

Dec 10, 2024

SEAN F. McAVOY, CLERK

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

KIRK L. WILLIAMS,
Plaintiff,

v.

FAIR FEILD AIR FORCE BASE IN
FAIR FAX (AFFE) and AIR FORCE
BASE,
Defendants.

No. 2:24-CV-00342-SAB

**ORDER DISMISSING ACTION FOR
FAILURE TO COMPLY WITH
FILING FEE AND *IN FORMA*
PAUPERIS REQUIREMENTS**

By Order filed November 5, 2024, the Court instructed Plaintiff to provide a certified copy of his six-month inmate trust account statement (or institutional equivalent) for the period immediately preceding **October 3, 2024**, or to pay the \$405.00 filing fee to proceed with this action. ECF No. 5 at 2. Plaintiff, an individual incarcerated at the Stafford Creek Corrections Center, is proceeding *pro se*. Defendants have not been served in this action.

On November 6, 2024, Plaintiff submitted a statement of account which is again deficient. *See* ECF No. 6 at 2. This statement is dated February 28, 2024, and covers the period between July 31, 2023, to January 31, 2024. *Id.* It does not comply with the directive to provide an account statement for the six-month period immediately preceding October 3, 2024.

ORDER DISMISSING ACTION FOR FAILURE TO COMPLY WITH FILING
FEE AND *IN FORMA PAUPERIS* REQUIREMENTS -- 1

1 The Court cautioned Plaintiff that if he failed either to pay the filing fee to or
2 to properly seek leave to proceed *in forma pauperis* under 28 U.S.C. § 1915(a)(2),
3 this action would be dismissed. ECF No. 5 at 2. Plaintiff neither paid the filing
4 fee nor submitted an updated account statement by the due date of December 5,
5 2024.

6 Accordingly, **IT IS HEREBY ORDERED:**

7 1. This action is **DISMISSED WITHOUT PREJUDICE** for failure to
8 pay the filing fee under 28 U.S.C. § 1914 or to comply with the *in forma pauperis*
9 requirements of 28 U.S.C. § 1915.

10 2. The Court certifies any appeal of this dismissal would not be taken in
11 good faith.

12 **IT IS SO ORDERED.** The Clerk's Office is directed to enter this Order,
13 enter judgment, provide copies to Plaintiff at his last known address and **CLOSE**
14 the file.

15 **DATED** this 10th day of December 2024.



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A handwritten signature in blue ink, reading "Stanley A. Bastian", is written over a horizontal line.

21 Stanley A. Bastian
22 Chief United States District Judge
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